

# VILLAGE OF BENTLEYVILLE

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## REGULAR COUNCIL MEETING MINUTES

12/16/20

7:00 PM

### CALL TO ORDER: 00:00:15

Mayor Spremulli called the meeting to order at 7:00 P.M.

### ROLL CALL: 00:00:25

<input checked="" type="checkbox"/> Len Spremulli, Mayor	<input checked="" type="checkbox"/> Kathleen Esposito	<input checked="" type="checkbox"/> Terry Hemmelgarn
<input checked="" type="checkbox"/> Ken Kvacek	<input checked="" type="checkbox"/> Kathleen Hale	
<input checked="" type="checkbox"/> Alex Goetsch	<input checked="" type="checkbox"/> Ryan Rubin	
<input checked="" type="checkbox"/> Chuck Nemer, Law Director	<input checked="" type="checkbox"/> Jeff Filarski, Engineer	
<input checked="" type="checkbox"/> Gabe Barone, Police Chief	<input checked="" type="checkbox"/> Lloyd Nagle, Service Director	

### MOTION TO ACCEPT THE PRIOR WRITTEN MINUTES: 00:00:46

**CLERK:** A Motion by Rubin to accept prior written minutes and audio recording of the November 18, 2020 Council meeting, second by Goetsch.

Roll call: Kvacek: yes Esposito: yes; Goetsch: yes; Hale: yes; Rubin: yes; Hemmelgarn: yes

Per Council President Kvacek in the 11/18/20 minutes on page two, the fifth paragraph says that our own Zoom membership would cost \$149 per month, however it should be \$149 per year. He noted that he either misspoke or it was recorded incorrectly. Per review of the tape, he misspoke.

### MAYOR'S REPORT: 00:02:17

Mayor Spremulli thanked Fiscal Officer Nickol Sell for working so hard and being patient with him while working on the budget.

He also thanked the Service Department and the Police Department for their work the day of the snow storm. There were numerous trees that fell in the road, numerous live wires, accidents and cars off the road that they assisted with. One live wire came down in front of the Mayors house and within 20 minutes, Officer Perkins had one end of the road blocked off while the Chief blocked the other. The Mayor thanked both the Service Department and Police Department for the great job they did in response to the storm.

The Mayor also wanted to thank Council President Kvacek for his efforts in putting up the holiday lighting. The Mayor saw him over several weeks working outside to get it done. The Mayor noted that he also had several compliments on how nice everything looked.

Mayor Spremulli thanked Kathleen Esposito and her group for the evening with Santa. A lot of residents took part in the in-car event where Santa went from car to car to see the children and give them a small gift.

The Metroparks received our service department lease renewal letter on the 24<sup>th</sup> of September and have 90 days to respond. If we do not receive a response, Mayor Spremulli will send a letter to them assuming it was an oversight.

Eagle Scout Mathew Daniels is working on putting up a new sign in the park. He made a presentation to Planning and Zoning. Although no permissions or variances were needed, Engineer Filarski thought it would be good experience.

Kathleen Hale asked if the Mayor had spoken with Russ Belt Riders regarding home recycle pick up. The Mayor was under the impression that they were to contact him and asked Council Member Hale to follow up on it.

Mayor Spremulli confirmed that a letter went out regarding the new trash company which explained the transition from Waste Management to Kimble, with a calendar, dates and when to leave the cans out.

**FISCAL OFFICER'S REPORT: 00:08:13**

The Mayor directed Council to the cash account balances (see Cash Balance and Outstanding Obligations November, 2020)

**LAW DIRECTOR'S REPORT: 00:08:15**

- No report

**BUILDING INSPECTOR REPORT: 00:08:30**

- Mr. Filarski's report is on file.
- Mayor Spremulli inquired about the land being cleared around Holbrook. Engineer Filarski reported that the far western plot is going to be developed, it may be a possible new home, but no plans have been submitted yet. Council member Goetsch noted that about an acre or so has been cleared right around where the old silo is.
- Council President Kvacek inquired about 576 Munn Road. He noted that there is a fair amount of in and out traffic and a fair amount of dirt on the road, possibly due to the weather. Engineer Filarski noted that the storm water inspections are beginning but are delayed due to weather. As they catch up with the inspections, they will include that issue as a deficiency in the inspection.

**ENGINEER REPORT 00:10:15**

- Mr. Filarski's report is on file.



- Engineer Filarski reported that he will be sending in a letter to Cuyahoga County Public Works for railing on the Miles Road Bridge. He will be asking them for participation in replacing the railings with steel tube railings. Kathleen Hale noted that the decorative railing will be replaced with a more utilitarian railing. Mayor Spremulli noted that the steel railings are still expensive, costing over \$200,000.

#### **CHIEF'S REPORT 00:11:15**

- Chief Barone's report is on file.
- Chief Barone reported that the department is trying to stay on the defensive for Covid-19 and trying to stay as safe as possible. There are some staff changes including one full-time officer converting to part-time and one part-time officer converting to full-time.
- Mayor Spremulli noted that he neglected to mention in his report that there will be no holiday luncheon, but that a party tray will be set up in the police department either Monday or Tuesday and will be available to anyone working that day.

#### **SERVICE DIRECTOR REPORT: 00:13:33**

- Per Service Director Nagle, there was nothing to add.
- Council Member Hale wanted to add that there have been several compliments on the job the service department has done in the wake of the big storm. People are mentioning Lloyd Nagle and Johnathan Bourisseau by name which she believes is good. The Mayor thanked Lloyd as well.
- Council President Kvacek asked if there was any update regarding the fire hydrant damaged on Solon Road which occurred after an accident last month. He noted that Service Director Nagle was following up on it with Cleveland Water and Chagrin Water to verify the status of repairs and functioning of all the water hydrants. According to Service Director Nagle, Cleveland Water was behind on repairs and had to sub out the hydrant to a contractor. The contractor received the order last week and said it could take up to 21 days to repair it, but that he would put a rush on the order and was hoping to have it done by the end of the week. Service Director Nagle contacted Chagrin Water as well and was told that the hydrants have all been serviced and are in working order.
- Chief Barone noted that with respect to the hydrant on Solon Road, there have been diligent efforts with respect to residents calling and the Village making follow up calls to Cleveland Water. Service Director Nagle has also done a good job and been very diligent in an effort to get the hydrant repaired.
- Council President Kvacek asked about the status of the downed trees as a result of the storm. Service Director Nagle reported that they worked on clean up three days last week and that since the snow has melted, they have worked to complete leaf pick up. They will continue on at this point with branches.
- Chief Barone confirmed that the snow piled up since the storm has really slowed down the process on both leaf and branch pick up.

#### **STREETS AND SAFETY REPORT: 00:17:42**

- Committee report is on file.
- Council Member Hale reiterated that the whole community is very grateful for the work the service department has done.

#### **FINANCE, GRANTS & INSURANCE REPORT: 00:17:58**

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**Village of Bentleyville Council Meeting 12/16/20**

- Committee report is on file.
- Council President Kvacek thanked the Mayor and Fiscal Officer Sell for the effort put forth on the budget for 2021.

**PLANNING AND ZONING REPORT: 00/18/21**

- The Commission report is on file.
- The Commission met to review Matthew Daniels' project in the park.

**PARKS: 00:18:36**

- The Committee report is on file.
- Council Member Esposito is continuing efforts to have someone inspect the cupola. She has someone coming out Saturday to inspect it.

**UTILITIES COMMITTEE: 00:18:50**

- The Committee did not meet this month.

**PUBLIC COMMENTS: 00:18:56**

- None

**OLD BUSINESS: 00:19:10**

- None

**NEW BUSINESS: 11:19:10**

**2020-49** An Ordinance for the payment of bills in the month of December in the amount of \$141,709.68 and declaring an emergency.

Motion to suspend the three-reading rule by Rubin; second Esposito

Roll call: Kvacek: yes; Esposito: yes; Goetsch: yes; Hale: yes; Rubin: yes; Hemmelgarn: yes

Motion to adopt by Rubin; second Goetsch

Roll call: Kvacek: yes; Esposito: yes; Goetsch: yes; Hale: yes; Rubin: yes; Hemmelgarn: yes

**2020-50** An Ordinance establishing compensation for employees of the Village of Bentleyville for the year 2021 and declaring an emergency.

Motion to suspend the three-reading rule by Rubin; second Goetsch

Roll call: Kvacek: yes; Esposito: yes; Goetsch: yes; Hale: yes; Rubin: yes; Hemmelgarn: yes

Motion to adopt by Rubin; second Esposito

Roll call: Kvacek: yes; Esposito: yes; Goetsch: yes; Hale: yes; Rubin: yes; Hemmelgarn: yes

This ordinance grants and 1.5% increase to employee wages.

- 2020-51**      An Ordinance providing for the employment of a Director of Law/Prosecutor for the year 2021, fixing compensation and declaring an emergency.
- Motion to suspend the three-reading rule by Rubin; second Goetsch
- Roll call: Kvacek: yes; Esposito: yes; Goetsch: yes; Hale: yes; Rubin: yes; Hemmelgarn: yes
- Motion to adopt by Rubin; second Goetsch
- Roll call: Kvacek: yes; Esposito: yes; Goetsch: yes; Hale: yes; Rubin: yes; Hemmelgarn: yes
- 2020-52**      An Ordinance for the appointment and terms and conditions of employment for the Village Engineer for the year 2021 and declaring an emergency.
- Motion to suspend the three-reading rule by Rubin; second Goetsch
- Roll call: Kvacek: yes; Esposito: yes; Goetsch: yes; Hale: yes; Rubin: yes; Hemmelgarn: yes
- Motion to adopt by Esposito; second Goetsch
- Roll call: Kvacek: yes; Esposito: yes; Goetsch: yes; Hale: yes; Rubin: yes; Hemmelgarn: yes
- The meeting was interrupted by someone joining and this was reread. Council Member Rubin asked that the Mayor remove the person that joined the meeting. Conversation and interruptions from the young man who joined the meeting delayed the meeting until Officer Perkins was able to remove him.
- 2020-53**      A Resolution adopting the appropriations for Fiscal Year 2021 and declaring an emergency.
- Motion to suspend the three-reading rule by Rubin; second Goetsch
- Roll call: Kvacek: yes; Esposito: yes; Goetsch: yes; Hale: yes; Rubin: yes; Hemmelgarn: yes
- Motion to adopt by Rubin; second Goetsch
- Roll call: Kvacek: yes; Esposito: yes; Goetsch: yes; Hale: yes; Rubin: yes; Hemmelgarn: yes
- 2020-54**      A Resolution amending the Bentleyville Budget for fiscal year 2020 and declaring an emergency.
- Motion to suspend the three-reading rule by Rubin; second Kvacek
- Roll call: Kvacek: yes; Esposito: yes; Goetsch: yes; Hale: yes; Rubin: yes; Hemmelgarn: yes
- Motion to adopt by Kvacek; second Goetsch



Roll call: Kvacek: yes; Esposito: yes; Goetsch: yes; Hale: yes; Rubin: yes; Hemmelgarn: yes

**MOTIONS: 00:33:17**

**Motion to accept the resignation of Officer Mathew Farrar, full-time officer effective 12/18/20 and authorize remaining employed as a part- time police officer.**

Motion to accept the full-time resignation of Mathew Farrar and authorize continued part-time employment by Rubin; second Esposito

Roll call: Kvacek: yes; Esposito: yes; Goetsch: yes; Hale: yes; Rubin: yes; Hemmelgarn: yes

**Motion to approve appointment of full-time Officer Michael Tsevdos.**

Motion to approve the appointment full-time officer Michael Tsevdos by Hale; second Esposito

Roll call: Kvacek: yes; Esposito: yes; Goetsch: yes; Hale: yes; Rubin: yes; Hemmelgarn: yes

**Motion to approve appointment of part-time Officer Rachael Mervin.**

Motion to approve the appointment part-time officer Rachael Mervin by Esposito; second Rubin

Roll call: Kvacek: yes; Esposito: yes; Goetsch: yes; Hale: yes; Rubin: yes; Hemmelgarn: yes

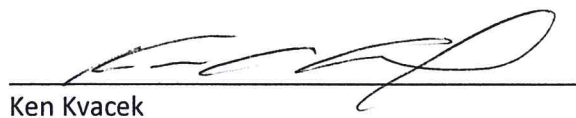
Chief Barone explained that Rachael qualified today for the three fire-arms and did very well. She went through the police academy within the past year and one half to two years and her first commission was with the state hospital. She is in a state hospital commission with Northcoast Behavioral. She has been there approximately a year and had good reviews. She is excited about getting her commission with the department and the Chief has great expectations for her.

Mayor Spremulli wished everyone a Merry Christmas, Happy Hanukkah and Happy New Year. He explained that next year is an election year for four council members and that unless anyone has a request to be on or off a specific committee, he will keep everyone on the same committees in 2021

**ADJOURNMENT: 00:41:28**

- Motion to adjourn by Hale. Passed by unanimous voice vote.
- All in attendance wished everyone happy holidays.

Respectfully submitted,

  
Ken Kvacek

  
Nickol Sell

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**Village of Bentleyville Council Meeting 12/16/20**